

**House of Assembly—No 57**

As laid on the table and read a first time, 11 November 2004

South Australia

**Mining (Royalty) Amendment Bill 2004**

A BILL FOR

An Act to amend the *Mining Act 1971*.

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## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Amendment provisions

### Part 2—Amendment of *Mining Act 1971*

- 4 Amendment of section 17—Royalty
  - 5 Amendment of section 63—Extractive Areas Rehabilitation Fund
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**The Parliament of South Australia enacts as follows:**

## **Part 1—Preliminary**

### **1—Short title**

This Act may be cited as the *Mining (Royalty) Amendment Bill Act 2004*.

### **2—Commencement**

- 5 This Act will come into operation on a day to be fixed by proclamation.

### **3—Amendment provisions**

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

## **Part 2—Amendment of *Mining Act 1971***

### **10 4—Amendment of section 17—Royalty**

- (1) Section 17(2)—delete subsection (2) and substitute:
  - (2) Royalty will be equivalent to—
    - (a) in the case of extractive minerals—the prescribed rate; or
    - (b) in any other case—the prescribed percentage of the value of the minerals,  
15 as assessed at the mine gate.
- (2) Section 17—after subsection (2) substitute:
  - (2a) The prescribed rate under subsection (2)(a) may be fixed according to the weight or volume of extractive minerals recovered.
- 20 (3) Section 17(8)—after "pay royalty" insert:
  - on any minerals other than extractive minerals

**5—Amendment of section 63—Extractive Areas Rehabilitation Fund**

(1) Section 63(2)—delete "50 per cent" and substitute:  
the prescribed percentage

(2) Section 63(3)(a)—after "minerals" insert:

5 (or any costs associated with ensuring that such land is rehabilitated in  
accordance with the requirements under this Act)

(3) Section 63(3)(b)—after "minerals" insert:

(or any costs associated with ensuring that such measures are implemented or  
with monitoring such measures)